

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

August 30, 2010

- C061357 THE PEOPLE v. (Not For Publication)**
MYRON JEROME HARDY
The judgment is affirmed.
ROBIE, J.
We Concur: Raye, Acting P.J.
Cantil-Sakauye, J.
- C061864 THE PEOPLE v. (Not For Publication)**
RICHARD ALLEN VANCIL
The judgment is affirmed.
ROBIE, J.
We Concur: Hull, Acting P.J.
Butz, J.
- C063322 THE PEOPLE v. (Not For Publication)**
GERRAY CRIDELL MARTIN
The judgment is affirmed as modified by this opinion. The trial court is directed to prepare and forward a new abstract of judgment to the Department of Corrections and Rehabilitation.
ROBIE, J.
We Concur: Hull, Acting P.J.
Butz, J.
- C060906 RUCKER, JR. v. WELLS (Not For Publication)**
The judgment (order) of the trial court is affirmed. Appellant shall reimburse Wells for her costs on appeal. (Cal. Rules of Court, rule 8.278 (a)(1).)
HULL, J.
We Concur: Blease, Acting P.J.
Robie, J.
- C061738 CITY OF SACRAMENTO v. BELL (Not For Publication)**
The judgment is affirmed.
ROBIE, J.
We Concur: Scotland, P.J.
Butz, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

August 30, 2010, Continued

**C059794 In re the Marriage of CHARLES and (Not For Publication)
PATRICIA BARFIELD; BARFIELD v.
BARFIELD**

Charles's appeals from the July 3, 2008, ruling and the August 26, 2008, ruling are dismissed as from nonappealable orders.
The October 24, 2008, findings and order after hearing is affirmed.
Patricia shall recover her costs on appeal.
(Cal. Rules of Court, rule 8.278 (a)(1).)

ROBIE, J.

We Concur: Raye, Acting P.J.
Butz, J.

C061925 TAPIA et al. v. DRESDEN et al. (Not For Publication)

The judgment of dismissal is reversed, and the case is remanded to the trial court with directions to vacate the order sustaining defendants' demurrer and enter a new order overruling the demurrer. The Tapias shall recover their costs on appeal.
(Cal. Rules of Court, rule 8.278 (a)(1).)

ROBIE, J.

We Concur: Raye, Acting P.J.
Butz, J.

**C062554 DOE v. LINCOLN UNIFIED SCHOOL (Certified For Partial Publication)
DISTRICT et al.**

The judgment is affirmed. Plaintiff is awarded her costs on appeal.
(Cal. Rules of Court, rule 8.278 (a).)
HULL, J.

We Concur: Raye, Acting P.J.
Butz, J

**C064087 In re D.B.; SACRAMENTO COUNTY (Not For Publication)
DEPARTMENT OF HEALTH AND
HUMAN SERVICES v. S.B. et al.**

The judgment of the juvenile court is affirmed.
HULL, Acting P.J.
We Concur: Butz, J.
Cantil-Sakauye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

August 31, 2010

C056370 THE PEOPLE v. (Not For Publication)
MARYANNE STEIN

C058537 THE PEOPLE v.
GARY ALLEN BORTIS

As to defendant Bortis the judgment is affirmed. ... As modified, defendant Stein's judgment is affirmed. The trial court is directed to amend the abstract of judgment for Stein to reflect this modification and to forward a certified copy of Stein's amended abstract to the Department of Corrections and Rehabilitation.

SIMS, Acting P.J.

I concur: Nicholson, J.

I concur in parts I-A, I-B, I-C, II, IV, V, VI, VII and VIII of the majority opinion.

I respectfully dissent from the majority's affirmance of defendant Gary Allen Bortis's murder conviction. ...

Butz, J.

C057198 WALNUT MANOR ASSOCIATES v. (Not For Publication)
STRENG KEYS

The judgment is affirmed.

HULL, Acting P.J.

We Concur: Robie, J.

Butz, J.

C059014 ZATARAIN v. MAMMOTH (Not For Publication)
MOUNTAIN SKI AREA

The judgment of dismissal is affirmed. Defendant is awarded its costs on appeal. (Cal. Rules of Court, rule 8.278 (a)(1).)

HULL, J.

We Concur: Nicholson, Acting P.J.

Robie, J.

C059843 MILLER v. LIFESTYLES SENIOR (Not For Publication)
HOUSING MANAGERS et al.

Defendants' motion for sanctions for a frivolous appeal is denied. The judgment is affirmed. Defendants are awarded their costs on appeal.

(Cal. Rules of Court, rule 8.278 (a).)

HULL, J.

We Concur: Blease, Acting P.J.

Butz, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

August 31, 2010, Continued

- C060405 TRANS-SIERRA INVESTMENTS, INC. v. (Not For Publication)**
MERRIKH et al.
The judgment (order denying certification of class) is reversed.
Appellants and respondents shall bear their own costs on appeal.
BLEASE, Acting P.J.
We Concur: Robie, J.
Cantil-Sakauye, J.
- C062609 BACA v. SUPERIOR COURT OF (Certified For Publication)**
SAN JOAQUIN COUNTY; THE PEOPLE
OF THE STATE OF CALIFORNIA
The petition for writ of mandate is denied.
BLEASE, Acting P.J.
We Concur: Robie, J.
Cantil-Sakauye, J.
- C062923 PHARMACY ADVANTAGE, INC. v. (Not For Publication)**
A & C HEALTH CARE SERVICES, INC.,
et al.
The cause is remanded to the trial court to modify its order appointing a receiver in accordance with the views expressed in this opinion. In all other respects, the order is affirmed. Pharmacy shall recover its costs on appeal. (Cal. Rules of Court, rule 8.278 (a) (1), (5).)
BUTZ, J.
We Concur: Blease, Acting P.J.
Nicholson, J.
- C061965 In re the Marriage of ARVIND and (Not For Publication)**
RAVDEEP BHASIN; BHASIN v.
BHASIN
The trial court judgment is affirmed. Wife shall recover costs on appeal, if any. (Cal. Rules of Court, rule 8.278 (a)(2).)
HULL, J.
We Concur: Scotland, P.J.
Raye, J.
- C063334 In re L.H. et al.; SACRAMENTO COUNTY (Not For Publication)**
DEPARTMENT OF HEALTH AND HUMAN
SERVICES v. I.H.
The orders of the juvenile court are affirmed.
SIMS, J.
We Concur: Scotland, P.J.
Hull, J

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

August 31, 2010, Continued

C064378 In re JONATHAN C. et al.; BRIAN S. v. G.C. (Not For Publication)

The order (judgment) of the trial court is affirmed.

BUTZ, J.

We Concur: Raye, Acting P.J.

Robie, J.

C060331 ANOLIK v. DEATSCH et al.

BY THE COURT:

Appellant's petition for rehearing is denied.

SCOTLAND, P.J.

September 1, 2010

**C061748 THE PEOPLE v. (Not For Publication)
THOMAS ALAN HINES**

The judgment is modified... As modified, the judgment is affirmed. ...

BLEASE, Acting P.J.

We Concur: Hull, J.

Robie, J.

**C062436 THE PEOPLE v. (Not For Publication)
MACK DANDRE BONDS**

The order granting probation is affirmed.

CANTIL-SAKAUYE, J.

We Concur: Nicholson, Acting P.J.

Raye, J.

**C059663 FRANCO v. HUCKABY, Individually and (Not For Publication)
as Majority Shareholder, etc.**

The judgment is reversed. Franco's motion to strike and request for sanctions is denied. Huckaby shall recover costs on appeal.

(Cal. Rules of Court, rule 8.278 (a)(1) and (a)(2).)

CANTIL-SAKAUYE, J.

We Concur: Scotland, P.J.

Sims, J.

C061285 THE PEOPLE v. AMMIEL CORNISH

BY THE COURT:

Appellant's petition for rehearing is denied.

BLEASE, Acting P.J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

September 2, 2010

- C062880 THE PEOPLE v. (Not For Publication)**
LINDA SUZAN HOLLOWAY
The judgment is affirmed. The trial court is directed to correct the sentencing minute order and the abstract of judgment by reducing to \$200 both the restitution fine (§ 1202.4) and the parole violation restitution fine (§ 1202.45). The court shall forward a certified copy of the corrected abstract of judgment to the Department of Corrections and Rehabilitation.
NICHOLSON, Acting P.J.
We Concur: Robie, J.
Cantil-Sakauye, J.
- C063862 THE PEOPLE v. (Not For Publication)**
PATRICK BUMPUS
The judgment is affirmed.
SCOTLAND, P.J.
We Concur: Blease, J.
Hull, J.
- C061972 BROWN et al. v. SHASTA UNION HIGH (Not For Publication)**
SCHOOL DISTRICT et al.
The judgment (granting the preliminary injunction) is affirmed. Plaintiffs shall recover their costs on appeal. (Cal. Rules of Court, rule 8.278 (a)(1) & (a)(2).)
CANTIL-SAKAUYE, J.
We Concur: Blease, Acting P.J.
Hull, J.
- C058895 In re J.A.; THE PEOPLE v. J.A. (Not For Publication)**
The orders of the juvenile court are affirmed.
SCOTLAND, P.J.
I concur: Robie, J.
I concur in the judgment and in the opinion except as to part II of the Discussion as to which I concur in the result.
Blease, J.
- C063087 In re H.S. et al.; SACRAMENTO (Certified For Publication)**
**COUNTY DEPARTMENT OF HEALTH
AND HUMAN SERVICES v. C.S.**
The orders of the juvenile court are affirmed.
SCOTLAND, P.J.
We Concur: Robie, J.
Cantil-Sakauye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

September 2, 2010, Continued

- C064463 In re J.A.; SACRAMENTO COUNTY (Not For Publication)**
DEPARTMENT OF HEALTH AND
HUMAN SERVICES v. A.A.
The orders of the juvenile court are affirmed.
SCOTLAND, P.J.
We Concur: Hull, J.
Robie, J.
- C064619 In re M.B.; SACRAMENTO COUNTY (Not For Publication)**
DEPARTMENT OF HEALTH AND
HUMAN SERVICES v. O.B.
The order of the juvenile court is affirmed.
NICHOLSON, Acting P.J.
We Concur: Robie, J.
Cantil-Sakauye, J.
- C060610 THE PEOPLE v. JEFFREY WARD (Not For Publication)**
THE COURT:
It is ordered that the opinion filed herein on August 5, 2010, be modified...
There is no change in the judgment.
Appellant's petition for rehearing is denied.
BY THE COURT:
RAYE, Acting P.J.
Hull, J.
Butz, J.
- C061006 Conservatorship of the Person and (Certified For Publication)**
Estate of CAROL K.; FRANK, as Public
Guardian, etc. v. CAROL K.
THE COURT:
The opinion in the above-entitled matter filed on August 5, 2010, was not
certified for publication in the Official Reports.
For good cause it now appears that the opinion should be published in
the Official Reports and it is so ordered.
BY THE COURT:
RAYE, Acting P.J.
Hull, J.
Butz, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

September 3, 2010

**C059440 THE PEOPLE v. (Certified For Publication)
CHRISTOPHER ALLEN JONES, SR.**

The judgment is affirmed. The case is remanded to the trial court to conduct a hearing concerning whether to strike the prior serious felony conviction for the purpose of applying Penal Code section 4019. ...

NICHOLSON, Acting P.J.

We Concur: Raye, J.
 Butz, J.

**C063583 In re C.L. et al.; BUTTE COUNTY (Not For Publication)
DEPARTMENT OF EMPLOYMENT
AND SOCIAL SERVICES v. CASSANDRA L.**

The orders of the juvenile court are affirmed.

BUTZ, J.

We Concur: Hull, Acting P.J.
 Cantil-Sakauye, J.

**C059985 SNATCHKO v. WESTFIELD LLC et al. (Certified For Publication)
THE COURT:**

It is hereby ordered that the opinion filed herein on August 11, 2010, be modified...

With the above modification, the petition for rehearing is denied.

This modification does not constitute a change in the judgment.

(Cal. Rules of Court, rule 8.264 (c) (2).)

BY THE COURT:

ROBIE, Acting P.J.
Butz, J.
Cantil-Sakauye, J.